

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

-----X

ANDREW PERRONG and STEWART ABRAMSON,  
individually and on behalf of all others similarly situated,

Plaintiff,

Docket No.:  
2:21-cv-00996 (JS)(AYS)

-against-

**NOTICE OF MOTION  
TO DISMISS**

CHARLES BARATTA LLC, a New York limited liability company, ARKADY FREKHTMAN ATTORNEY AT LAW, P.C. d/b/a FREKHTMAN & ASSOCIATES, a New York professional corporation, FLEMING NOLEN & JEZ LLP, a Texas limited liability partnership, RELIABLE LEGAL MARKETING CONSULTING, LLC, a Florida limited liability company, KRAUSE AND KINSMAN LAW, LLC, a Missouri limited liability company, LERNER & ROWE, PC, an Arizona professional corporation, and GACOVINO, LAKE & ASSOCIATES, P.C., a New York Professional corporation.,

Defendants.

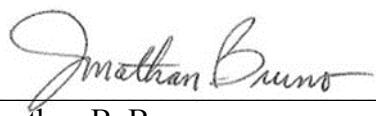
-----X

**PLEASE TAKE NOTICE** that upon the attached Declaration of Jonathan B. Bruno and the exhibit annexed thereto, the Affidavit of George Fleming, sworn to on February 21, 2022, and the accompanying Memorandum of Law, Defendant Fleming Nolen & Jez, LLP, by their attorneys, Rivkin Radler LLP, will move this court before the Honorable Joanna Seybert, of the United States District Court for the Eastern District of New York, 100 Federal Plaza, Central Islip, New York 11722, with oral argument on a date and time to be designated by the court, for an Order: (1) Dismiss the Third Amended Complaint, pursuant to Fed. R. Civ. P 12(b)(2), on the basis that the Court lacks personal jurisdiction; (2) and for such other and further relief that this court deems just and proper.

Dated: New York, New York  
February 22, 2022

Yours, etc.,  
RIVKIN RADLER LLP  
*Attorneys for Defendant*  
*Fleming Nolen & Jez, LLP*

By:

  
\_\_\_\_\_  
Jonathan B. Bruno  
477 Madison Avenue, 20<sup>th</sup> Floor  
New York, New York 10022-5843  
Tel: (212) 455-9555